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BAXTER INTERNATIONAL INC.
and BAXTER HEALTHCARE CORPORATION

UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

FRESENIUS USA, INC., a Massachusetts
corporation; and FRESENIUS MEDICAL
CARE HOLDINGS, INC., a New York
corporation,,

Plaintiffs and Counter-Defendants,

v.

BAXTER INTERNATIONAL INC., a
Delaware corporation; and BAXTER
HEALTHCARE CORPORATION, a Delaware
corporation,,

Defendants and Counter-Plaintiffs.

Case No. C 03-1431 SBA (EDL)

**ORDER GRANTING
ADMINISTRATIVE MOTION TO FILE
UNDER SEAL THE REPLY IN
SUPPORT OF MOTION TO BAR
FRESENIUS' PROFFERED DAMAGES
EXPERT PROFESSOR RUBINFELD**

Hearing Date: April 11, 2006
Hearing Time: 1:00 P.M..
Judge: Hon. Sandra Brown Armstrong
Courtroom: Courtroom 3, 3rd Floor

1 The Court having considered Baxter International Inc. and Baxter Healthcare Corporation's
2 Administrative Motion to File Under Seal Baxter's Reply in Support of Motion to Bar Fresenius'
3 Proffered Damages Expert Professor Rubinfeld, and good cause appearing pursuant to Civil Local
4 Rules 7-11 and 79-5(d),
5

6 IT IS HEREBY ORDERED that the clerk's office shall accept for filing under seal the
7 previously-lodged sealed copy of the following document:
8

- 9 1. Baxter's Reply in Support of Motion to Bar Fresenius' Proffered Damages
10 Expert Professor Rubinfeld.
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13 IT IS SO ORDERED.
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15 DATED:3/29/06
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HON. JUDGE SAUNDRA BROWN ARMSTRONG
JUDGE OF THE U.S. DISTRICT COURT